

MISSING PARTS TRANSMITTAL FORM

First Named Inventor	David Foster
Title	Orthopaedic Cement Mixing Device
Serial No.	10/521,875
Filing Date	August 5, 2005
Attorney Docket Number	DHN/360/PC/US
Date	May 5, 2006

Mail Stop Missing Parts
Commissioner for Patents
United States Patent and
Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

MISSING PARTS OF APPLICATION

This is in response to the Notice to File Missing Parts of Application mailed March 14, 2006, copy attached.

The Inventor's Declaration is submitted herewith.

Also submitted herewith is our check in the amount of \$65.00 to cover the surcharge for late filing of the Inventor's Declaration.

It is hereby petitioned that any required extension of time be granted for filing the Missing Parts. Please charge any required extension fee to Deposit Account 16-2563.

Respectfully Submitted,

David Foster


By: _____

Guy D. Yale
Registration No. 29,125
Alix, Yale & Ristas, LLP
Attorney for Applicant

Date: May 5, 2006
750 Main Street, Suite 1400
Hartford, CT 06103-2721
(860) 527-9211
Our Ref: DHN/360/PC/US

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited on the date below with the United States Postal Service as first class mail in an envelope addressed to "Mail Stop Missing Parts, Commissioner for Patents, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450."

Typed or Printed Name

Guy D. Yale

Reg. No.

29,125

Signature

Date:

May 5, 2006

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MAY 08 2006

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/521,875	David Foster	DHN/360/PC/US
INTERNATIONAL APPLICATION NO.		
PCT/EP04/00980		
I.A. FILING DATE		PRIORITY DATE
02/03/2004		02/05/2003
CONFIRMATION NO. 3290		
371 FORMALITIES LETTER		
OC000000018251474		

Date Mailed: 03/14/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 08/05/2005
- Copy of the International Search Report filed on 08/05/2005
- Preliminary Amendments filed on 08/05/2005
- Information Disclosure Statements filed on 11/09/2005
- Oath or Declaration filed on 08/05/2005
- Small Entity Statement filed on 08/05/2005
- Request for Immediate Examination filed on 08/05/2005
- U.S. Basic National Fees filed on 08/05/2005
- Priority Documents filed on 08/05/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

mo

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/521,875	PCT/EP04/00980	DHN/360/PC/US

FORM PCT/DO/EO/905 (371 Formalities Notice)